

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

345B0507

HOUSE BILL NO. 1217

Introduced by: Representatives Koskan and Schrempp and Senators Benson and Vitter

1 FOR AN ACT ENTITLED, An Act to revise certain aerial hunting provisions.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 41-8-39.1 be amended to read as follows:

4 41-8-39.1. Notwithstanding the provisions of § 41-8-39, any person occupying land as an
5 owner or lessee, ~~who represents to the Department of Game, Fish and Parks that threatened or~~
6 ~~actual loss of domestic animals or livestock has occurred, may, after receiving an aerial hunting~~
7 ~~permit as permitted under PL 92-159, as amended through January 1, 1989, or § 40-36-9, may~~
8 ~~kill or attempt to kill coyotes or foxes from his an aircraft, on such occupied land and.~~ In addition
9 the person may kill or attempt to kill coyotes or foxes from an aircraft up to two miles onto the
10 land of his the immediate adjoining neighbor if such the person has the consent of the occupier
11 of such the adjoining land, or as otherwise authorized by a department representative. The
12 ~~person owner or lessee~~ may contract with another party to kill coyotes or foxes from a ~~licensed~~
13 ~~an aircraft as authorized by a department representative on lands so authorized~~ on such occupied
14 or adjoining lands.